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Of Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

RODGER R. ANSTETT, et al,

Plaintiffs.

Case No. 01-1619-BR

DEFENDANTS' MOTION TO DISMISS

v.

STATE OF OREGON, et al,

Defendants.

Pursuant to LR 7.1(a)(1)(C) the undersigned counsel for the defendants certifies that she took part in a telephone conference on April 6, 2007 that included the Honorable Donald Ashmanskas, Senior Assistant Attorney General Leonard Williamson, and plaintiffs' counsel Michelle Burrows. During that telephone conference, Ms. Burrows indicated her opposition to defendants' proposed motion to dismiss.

Therefore, pursuant to the Release and Settlement Agreement (Agreement) filed in this case in April of 2004 and to the April 6, 2007, minute order of Judge Ashmanskas, the defendants STATE of OREGON et al, hereby move the court to order Plaintiff Class to dismiss this action against all defendants with prejudice, based on the Hepatitis C Medical Review

Panel's (MRP) findings in the recently filed "Report From the Hepatitis C Medical Review Panel."

In support of this motion, defendants rely on their attached Memorandum of Law. DATED this 23 day of April, 2007.

Respectfully submitted,

HARDY MYERS

Attomey General

LYNNE D. RENNICK #98095
Special Assistant Attorney General

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130 S. Comstock - Ste 108

Sutherlin, OR 97479

Of Attorneys for Defendants

CERTIFICATE OF SERVICE

I certify that on April 23, 2007, I served the foregoing DEFENDANTS' MOTION TO

DISMISS upon the parties hereto by the method indicated below, and addressed to the following:

Michelle Burrows Attorney at Law 618 NW Glisan St. Suite 203 Portland OR 97209 __HAND DELIVERY
__MAIL DELIVERY
__OVERNIGHT MAIL
__TELECOPY (FAX)
__E-MAIL
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